

THE HONORABLE RICARDO S. MARTINEZ

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT TACOMA

Westech Aerosol Corporation, (a Washington Corporation),

Plaintiff,

v.

Wilsonart LLC, (a Delaware limited liability company),

Defendant.

Civil Action No. 3:17-cv-05088

**JOINT STATUS REPORT AND
STIPULATION AND ORDER TO
EXTEND STAY**

I. STIPULATION

WHEREAS, the Court stayed this case pending resolution of an inter partes review (“IPR”), IPR2018-00576. Dkt. No. 40;

WHEREAS, the final written decision disposing of the IPR was appealed by Plaintiff to the Court of Appeals to the Federal Circuit (No. 20-1694);

WHEREAS, 3M Company filed a cross-appeal of the IPR (No. 20-1738), which was consolidated with the appeal filed by Plaintiff;

WHEREAS, Plaintiff filed a motion to dismiss its appeal, which the Court of Appeals for the Federal Circuit granted, leaving only 3M Company’s cross-appeal (the “Appeal,” which bore Case Number 20-1738);

JOINT STATUS REPORT AND STIPULATION AND ORDER
TO EXTEND STAY - 1
Civil Action No. 3:17-cv-05088

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1 WHEREAS, the Court stayed this case until three weeks following entry of the mandate
2 by the Court of Appeals for the Federal Circuit;

3 WHEREAS, the Court of Appeals for the Federal Circuit held oral argument on June 10,
4 2021;

5 WHEREAS, the Court of Appeals for the Federal Circuit affirmed the IPR on June 25,
6 2021;

7 WHEREAS, the Court of Appeals for the Federal Circuit issued its mandate on August 2,
8 2021;

9 WHEREAS, Westech is securing new counsel and for that reason, the parties are in
10 agreement to extend the stay another 60 days;

11 WHEREAS, in view of the foregoing, the parties request the Court extend the stay in this
12 case by another 60 days, so Westech may secure new counsel.

13
14 Dated: August 23, 2021

LOWE GRAHAM JONES^{PLLC}

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24 *Attorneys for Plaintiff Westech Aerosol Corporation*

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27 JOINT STATUS REPORT AND STIPULATION AND PROPOSED ORDER
TO EXTEND STAY - 2
Civil Action No. 3:17-cv-05088

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21 *Attorneys for Defendant Wilsonart LLC*

1 ORDER
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3 In view of the parties' stipulation, this case shall remain stayed for another 60 days
4 following entry of this Order, during which time the plaintiff intends to secure new counsel. The
5 parties shall file a Rule 26(f) Joint Status Report before the expiration of this 60-day period.
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7 IT IS SO ORDERED
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10 DATED this 26th day of August, 2021.
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13 RICARDO S. MARTINEZ
14 CHIEF UNITED STATES DISTRICT JUDGE
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Presented By:

LOWE GRAHAM JONES^{PLLC}

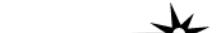
s/Mark P. Walters

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JOINT STATUS REPORT AND STIPULATION AND PROPOSED ORDER
TO EXTEND STAY - 4
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JOINT STATUS REPORT AND STIPULATION AND PROPOSED ORDER
TO EXTEND STAY - 5
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CERTIFICATE OF SERVICE

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4 I hereby certify that on August 23, 2021, I caused the foregoing document to be served on
 5 the following counsel of record by the method/s indicated:

| PARTY/COUNSEL | METHOD OF SERVICE |
|--|--|
| TOUSLEY BRAIN STEPHENS PLLC Chase Alvord, WSBA No. 26080 Lauren Hillemann, WSBA No. 54423 1700 Seventh Avenue, Suite 2200 Seattle, Washington 98101 Telephone: 206.682.5600 Facsimile: 206.682.2992 Email: calvord@tousley.com | <input type="checkbox"/> Via Hand-Delivery <input type="checkbox"/> Via U.S. Mail <input checked="" type="checkbox"/> Via CM/ECF System <input type="checkbox"/> Via E-mail |
| MCKOOL SMITH, P.C. Kathy H. Li, <i>Pro hac vice</i> Matthew Tyler Cameron, <i>Pro hac vice</i> 300 West 6th Street, Suite 1700 Austin, Texas 78701 Telephone: 512.692.8700 Facsimile: 512.692.8744 Email: kli@mckoolsmith.com Email: mcameron@mckoolsmith.com <i>Attorneys for Defendant Wilsonart LLC</i> | <input type="checkbox"/> Via Hand-Delivery <input type="checkbox"/> Via U.S. Mail <input checked="" type="checkbox"/> Via CM/ECF System <input type="checkbox"/> Via E-mail |

21 Dated this 23rd day of August, 2021.

22

23 LOWE GRAHAM JONES PLLC

24

25 s/Rischel Voigt

26 Rischel Voigt, Paralegal

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